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Paper No. 31

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APR 02 2002

In re Application of
Heed
Application No. 08/737,042
Filed: October 30, 1996
Attorney Docket No. C-35620

: OFFICE OF PETITIONS

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: ON PETITION
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This is a decision on the petition under 37 CFR 1.182, filed February 26, 2002, which is being treated as a petition under 37 CFR 1.181 (no fee) requesting withdrawal of the holding of abandonment.

The petition is granted.

Since the holding of abandonment may be withdrawn under the provisions of 37 CFR 1.181, the fee for a petition under 37 CFR 1.182 is not necessary and will be credited to counsel's deposit account.

The showing establishes that the reply to the Office action of July 5, 2001, received at the USPTO on October 10, 2001, was timely within the meaning of 37 CFR 1.8 as it contained an executed certificate of mailing dated October 5, 2001. It appears that the timely reply was misplaced after receipt at the USPTO. The inconvenience is regretted, and the holding of abandonment is vacated as mailed in error.

This application is being forwarded to TC AU 3743 for further processing,

Brian Hearn
Senior Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy